

2009 DRAFTING REQUEST

Bill

Received: **12/31/2008**

Received By: **gmalaise**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-2843**

By/Representing: **Rhodes**

This file may be shown to any legislator: **NO**

Drafter: **gmalaise**

May Contact:

Addl. Drafters: **jkuesel**

Subject: **Higher Education - UW System
Higher Education - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Rhodes/Kraus, BB0331 -

Topic:

Supporting WHEG-UW with auxiliary funds

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 12/31/2008	jdyer 01/06/2009					State
/1			rschluet 01/06/2009		sbasford 01/06/2009		State
/2	gmalaise 01/30/2009	kfollett 01/30/2009	jfrantze 01/30/2009		sbasford 01/30/2009		State
/3	jkuesel	jdyer	mduchek		lparisi		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	02/02/2009	02/02/2009	02/02/2009		02/02/2009		
/4	gmalaie	kfollett	phenry		mbarman		
	02/18/2009	02/18/2009	02/18/2009		02/18/2009		

FE Sent For:

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/2	gmalaise 01/30/2009	kfollett 01/30/2009	jfrantze 01/30/2009	_____	sbasford 01/30/2009		State
/3	jkuesel	jdyer 14/5/2/11/8	mduchek 2/11/8	_____	lparisi		

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	02/02/2009	02/02/2009	02/02/2009	_____	02/02/2009		

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/?	gmalaise 12/31/2008	jdye 01/06/2009					State
/1		13 3/2 jld	rschluet 01/06/2009		sbasford 01/06/2009		State
/2	gmalaise 01/30/2009	kfollett 01/30/2009	jfrantze 01/30/2009		sbasford 01/30/2009		

13 jkward
2/2/09

ND
2/2/09

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May Contact:

Addl. Drafters:

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Higher Education - miscellaneous

Extra Copies:

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Requester's email:

Carbon copy (CC:) to:

JTK

Pre Topic:

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Topic:

Supporting WHEG-UW with auxiliary funds

Instructions:

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/?	gmalaise 12/31/2008	jdye 01/06/2009					State
/1		<i>1/26/09</i> <i>1/30</i>	rschluet 01/06/2009		sbasford 01/06/2009		

FE Sent For:

1/30
1/30
<END>

2009 DRAFTING REQUEST

Bill

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/?

gmalaise

1/6 jld

169

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FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Supporting WHEG-UW with Auxiliary Funds
- Tracking Code: BB0331
- SBO team: Education, Children & Families
- SBO analyst: Dennis Rhodes
 - Phone: 266-2843
 - Email: Dennis.Rhodes@Wisconsin.gov
- Agency acronym: UWS/ HEAB
- Agency number: 285/ 235
- Priority (Low, Medium, High): Medium

Create a supplemental appropriation for the Wisconsin higher education grant program that is funded from moneys received by the UW System for auxiliary enterprises, such as dining halls and parking facilities.

Malaise, Gordon

From: Kunkel, Mark
Sent: Monday, December 08, 2008 2:30 PM
To: Malaise, Gordon
Subject: FW: WHEG UW

From: Rhodes, Dennis - DOA [mailto:dennis.rhodes@wisconsin.gov]
Sent: Monday, December 08, 2008 2:25 PM
To: Kunkel, Mark
Subject: WHEG UW

Mark,

Would you be the one to draft provisions that would allow FY 10 funding of WHEG UW with auxiliary fund balances? I understand that was done in the 03-05 budget.

Thanks,

Dennis Rhodes
SBO
6-2843

12/08/2008



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-12937

GMM

DOA:.....Rhodes, BB0331 - Supporting WHEG-UW with auxiliary funds ✓

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

✓
1 AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

✓
EDUCATION

✓
HIGHER EDUCATION

Under current law, the Higher Educational Aids Board (HEAB) awards Wisconsin higher education grants to undergraduates enrolled in nonprofit public institutions of higher education or tribally controlled colleges in this state.

* ~~Currently, a Wisconsin higher education grant may not exceed \$1,800 for any academic year.~~ This bill funds those grants in fiscal year 2009-10 in part from moneys received by the UW System for auxiliary enterprises, such as dining halls and parking facilities.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.235 (1) (ke) of the statutes is created to read:

3 20.235 (1) (ke) Wisconsin higher education grants for University of Wisconsin

4 System students; auxiliary enterprises. The amounts in the schedule for the

1 Wisconsin higher education grant program under s. 39.435[✓] for University of
2 Wisconsin System students, except for grants awarded under s. 39.435 (2)^{✓✓} or (5). All
3 moneys transferred to this appropriation account from the appropriation account
4 under s. 20.285 (1) (h)[✓] shall be credited to this appropriation account. No moneys
5 may be expended or encumbered from this appropriation after[✓] June 30, 2010.

****NOTE: This SECTION[✓] involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

6 SECTION 2. 20.235 (1) (ke)[✓] of the statutes, as created by[✓] 2009 Wisconsin Act
7 (this act), is repealed.

8 SECTION³ 20.285 (1) (h)[✓] of the statutes is amended to read:

9 20.285 (1) (h) *Auxiliary enterprises*. Except as provided under subs. (5) (i) and
10 (6) (g), all moneys received by the University of Wisconsin System for or on account
11 of any housing facility, commons, dining halls, cafeteria, student union, athletic
12 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
13 auxiliary enterprise activities as the board designates and including such fee
14 revenues as allocated by the board and including such moneys received under leases
15 entered into previously with nonprofit building corporations as the board designates
16 to be receipts under this paragraph, but not including any moneys received from the
17 sale of real property during the period before July 1, 2007, and the period beginning
18 on October 27, 2007, and ending on June 30, 2009, to be used for the operation,
19 maintenance, and capital expenditures of activities specified in this paragraph,
20 including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (1) (ke)[✓], and to
21 nonprofit building corporations to be used by the corporations for the retirement of
22 existing indebtedness and such other payments as may be required under existing
23 loan agreements, for optional rental payments in addition to the mandatory rental

1 payments under the leases and subleases in connection with the providing of
2 facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate
3 account shall be maintained for each campus and extension. Upon the request of the
4 extension or any campus within the system, the board of regents may transfer
5 surplus moneys appropriated under this paragraph to the appropriation account
6 under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235
7 (1) (ke) shall be transferred from this appropriation account to the appropriation
8 account under s. 20.235 (1) (ke).

History: 1971 c. 40 s. 93; 1971 c. 100 s. 23; 1971 c. 125, 215, 236; 1971 c. 323 s. 27; 1973 c. 90, 301, 333, 340; 1975 c. 39; 1975 c. 41 s. 52; 1975 c. 198 s. 63; 1975 c. 224; 1977 c. 29; 1977 c. 418 ss. 91 to 92, 924 (50), 929 (55); 1977 c. 422; 1977 c. 447 s. 206; 1979 c. 34, 221; 1981 c. 20; 1983 a. 27 ss. 213 to 215m, 2202 (20); 1983 a. 237; 1983 a. 333 s. 6; 1985 a. 29, 120, 339; 1987 a. 27, 399; 1989 a. 31; 1989 a. 56 s. 259; 1989 a. 269, 335, 353; 1991 a. 39, 167, 269; 1993 a. 16, 455; 1995 a. 27 ss. 600m to 615m, 1080b, 1085b, 1086b; 1995 a. 227, 228; 1997 a. 27 s. 257m, 263m, 271 to 281; 1997 a. 237, 252; 1999 a. 9, 32, 107; 1999 a. 150 s. 672; 2001 a. 16, 103, 109; 2003 a. 33, 176, 321; 2005 a. 25, 460; 2007 a. 20 ss. 248m to 262, 9121 (6) (a).

9 **SECTION 4.** 20.285 (1) (h) of the statutes, as affected by 2009 Wisconsin Act
10 (this act), is amended to read:

11 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
12 (6) (g), all moneys received by the University of Wisconsin System for or on account
13 of any housing facility, commons, dining halls, cafeteria, student union, athletic
14 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
15 auxiliary enterprise activities as the board designates and including such fee
16 revenues as allocated by the board and including such moneys received under leases
17 entered into previously with nonprofit building corporations as the board designates
18 to be receipts under this paragraph, but not including any moneys received from the
19 sale of real property during the period before July 1, 2007, and the period beginning
20 on October 27, 2007, and ending on June 30, 2009, to be used for the operation,
21 maintenance, and capital expenditures of activities specified in this paragraph,
22 including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (1) (ke), and to
23 nonprofit building corporations to be used by the corporations for the retirement of

existing indebtedness and such other payments as may be required under existing loan agreements, for optional rental payments in addition to the mandatory rental payments under the leases and subleases in connection with the providing of facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for each campus and extension. Upon the request of the extension or any campus within the system, the board of regents may transfer surplus moneys appropriated under this paragraph to the appropriation account under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235 (1) (ke) shall be transferred from this appropriation account to the appropriation account under s. 20.235 (1) (ke). ✓

SECTION 5. 39.435 (8) of the statutes is amended to read:

39.435 (8) The board shall award grants under this section to University of Wisconsin System students from the appropriation appropriations under s. 20.235 (1) (fe) and (ke). ✓ auto ref C

History: 1973 c. 90; 1973 c. 335 s. 13; 1975 c. 39, 189, 224; 1977 c. 26 s. 75; 1979 c. 34; 1983 a. 27 ss. 926d to 926t, 2202 (22); 1985 a. 332 s. 251 (1); 1987 a. 27; 1989 a. 31; 1993 a. 399; 1995 a. 27, 404; 1997 a. 27; 1999 a. 9, 185; 2001 a. 109; 2003 a. 33; 2005 a. 25, 367; 2007 a. 20. ✓

SECTION 6. 39.435 (8) of the statutes, as affected by 2009 Wisconsin Act ... (this act), is amended to read:

39.435 (8) The board shall award grants under this section to University of Wisconsin System students from the appropriations appropriation under s. 20.235 (1) (fe) and (ke). ✓

SECTION 9423. Effective dates; Higher Educational Aids Board.

(1) WISCONSIN HIGHER EDUCATION GRANTS; AUXILIARY ENTERPRISES. The treatment of sections 20.285 (1) (h) (by SECTION 9423) and 39.435 (8) (by SECTION 9423) of the statutes and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010. ✓ auto ref A auto ref B

(END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1293/11

GMM:jld:rs

NOTE

Kjf

DOA:.....Rhodes, BB0331 - Supporting WHEG-UW with auxiliary funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Don't GeA

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Under current law, the Higher Educational Aids Board (HEAB) awards Wisconsin higher education grants to undergraduates enrolled in nonprofit public institutions of higher education or tribally controlled colleges in this state. This bill funds those grants in fiscal year 2009-10 in part from moneys received by the UW System for auxiliary enterprises, such as dining halls and parking facilities.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.235 (1) (ke) of the statutes is created to read:

3 20.235 (1) (ke) *Wisconsin higher education grants for University of Wisconsin*

4 *System students; auxiliary enterprises.* The amounts in the schedule for the

1 Wisconsin higher education grant program under s. 39.435 for University of
2 Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5). All
3 moneys transferred to this appropriation account from the appropriation account
4 under s. 20.285 (1) (h) shall be credited to this appropriation account. No moneys
5 may be expended or encumbered from this appropriation after June 30, 2010.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.235 (1) (ke) of the statutes, as created by 2009 Wisconsin Act
7 (this act), is repealed. *And the period beginning on the effective date of this*

8 **SECTION 3.** 20.285 (1) (h) of the statutes is amended to read: *Paragraph 111 [LRB inserts date], and ending on*

9 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
10 (6) (g), all moneys received by the University of Wisconsin System for or on account
11 of any housing facility, commons, dining halls, cafeteria, student union, athletic
12 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
13 auxiliary enterprise activities as the board designates and including such fee
14 revenues as allocated by the board and including such moneys received under leases
15 entered into previously with nonprofit building corporations as the board designates
16 to be receipts under this paragraph, but not including any moneys received from the
17 sale of real property during the period before July 1, 2007, *and* the period beginning
18 on October 27, 2007, and ending on June 30, 2009, to be used for the operation,
19 maintenance, and capital expenditures of activities specified in this paragraph,
20 including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (1) (ke), and to
21 nonprofit building corporations to be used by the corporations for the retirement of
22 existing indebtedness and such other payments as may be required under existing
23 loan agreements, for optional rental payments in addition to the mandatory rental

XXXX NOTE: This is reconciled s. 20.285 (1) (h). This

section has been affected by drafts with the following LRB #s: LRB-1293/1

1 payments under the leases and subleases in connection with the providing of
2 facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate
3 account shall be maintained for each campus and extension. Upon the request of the
4 extension or any campus within the system, the board of regents may transfer
5 surplus moneys appropriated under this paragraph to the appropriation account
6 under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235
7 (1) (ke) shall be transferred from this appropriation account to the appropriation
8 account under s. 20.235 (1) (ke). (Plan)

9 SECTION 4. 20.285 (1) (h) of the statutes, as affected by 2009 Wisconsin Act
10 (this act), is amended to read: (and the period beginning on the effective date of this
paragraph in [LRB insert, date], and ending on June

11 20.285 (1) (h) *Auxiliary enterprises*. Except as provided under subs. (5) (i) and 30,
12 (6) (g), all moneys received by the University of Wisconsin System for or on account 2011,
13 of any housing facility, commons, dining halls, cafeteria, student union, athletic
14 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
15 auxiliary enterprise activities as the board designates and including such fee
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19 sale of real property during the period before July 1, 2007, and the period beginning
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23 nonprofit building corporations to be used by the corporations for the retirement of
24 existing indebtedness and such other payments as may be required under existing
25 loan agreements, for optional rental payments in addition to the mandatory rental

xxxx note: This is reconciled s. 20.285 (1)(h). This section has been affected by drafts with the following LRB#s: LRB-1293/1 and LRB-1771/1.

1 payments under the leases and subleases in connection with the providing of
2 facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate
3 account shall be maintained for each campus and extension. Upon the request of the
4 extension or any campus within the system, the board of regents may transfer
5 surplus moneys appropriated under this paragraph to the appropriation account
6 under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235
7 (1) (ke) shall be transferred from this appropriation account to the appropriation
8 account under s. 20.235 (1) (ke). ✓

9 **SECTION 5.** 39.435 (8) of the statutes is amended to read:

10 39.435 (8) The board shall award grants under this section to University of
11 Wisconsin System students from the ~~appropriation~~ appropriations under s. 20.235
12 (1) (fe) and (ke). ✓

13 **SECTION 6.** 39.435 (8) of the statutes, as affected by 2009 Wisconsin Act (this
14 act), is amended to read:

15 39.435 (8) The board shall award grants under this section to University of
16 Wisconsin System students from the ~~appropriations~~ appropriation under s. 20.235
17 (1) (fe) and (ke).

18 **SECTION 9423. Effective dates; Higher Educational Aids Board.**

19 (1) WISCONSIN HIGHER EDUCATION GRANTS; AUXILIARY ENTERPRISES. The treatment
20 of sections 20.285 (1) (h) (by SECTION 3) and 39.435 (8) (by SECTION 6) of the statutes
21 and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010.

22 (END)

DN:O/E Date LRB-1293/2dh
GMM:jld:rs
This draft reconciles LRB-1293/1 and LRB-1771/1. Both
LRB-1293 and LRB-1771 should continue to appear in the
consolidated bill.

GMM

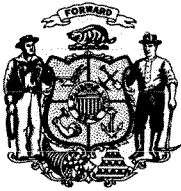
**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1293/2dn
GMM:kjfjf

January 30, 2009

This draft reconciles LRB-1293/1 and LRB-1771/1. Both LRB-1293 and LRB1771 should continue to appear in the compiled bill.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: gordon.malaise@legis.wisconsin.gov



NOTE
State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1293/2
GMM:jld&kjf:jf
3
LJK

*LRS-Fix
request sheet*

Kraus

DOA:.....Rhodes, BB0331 - Supporting WHEG-UW with auxiliary funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

✓

don't gen

1

AN ACT ...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Under current law, the Higher Educational Aids Board (HEAB) awards Wisconsin higher education grants to undergraduates enrolled in nonprofit public institutions of higher education or tribally controlled colleges in this state. This bill funds those grants in fiscal year 2009-10 in part from moneys received by the UW System for auxiliary enterprises, such as dining halls and parking facilities.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2

SECTION 1. 20.235 (1) (ke) of the statutes is created to read:

3

20.235 (1) (ke) *Wisconsin higher education grants for University of Wisconsin*

4

System students; auxiliary enterprises. The amounts in the schedule for the

1 Wisconsin higher education grant program under s. 39.435 for University of
2 Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5). All
3 moneys transferred to this appropriation account from the appropriation account
4 under s. 20.285 (1) (h) shall be credited to this appropriation account. No moneys
5 may be expended or encumbered from this appropriation after June 30, 2010.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.235 (1) (ke) of the statutes, as created by 2009 Wisconsin Act
7 (this act), is repealed.

8 **SECTION 3.** 20.285 (1) (h) of the statutes is amended to read:

9 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
10 (6) (g), all moneys received by the University of Wisconsin System for or on account
11 of any housing facility, commons, dining halls, cafeteria, student union, athletic
12 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
13 auxiliary enterprise activities as the board designates and including such fee
14 revenues as allocated by the board and including such moneys received under leases
15 entered into previously with nonprofit building corporations as the board designates
16 to be receipts under this paragraph, but not including any moneys received from the
17 sale of real property during ~~the period before July 1, 2007,~~ and the period beginning
18 on October 27, 2007, and ending on June 30, 2009, and the period beginning on the
19 effective date of this paragraph [LRB inserts date], and ending on June 30, 2011.
20 to be used for the operation, maintenance, and capital expenditures of activities
21 specified in this paragraph, including the transfer of funds to pars. (kd) and (ke) and
22 to s. 20.235 (1) (ke), and to nonprofit building corporations to be used by the
23 corporations for the retirement of existing indebtedness and such other payments as

1 may be required under existing loan agreements, for optional rental payments in
2 addition to the mandatory rental payments under the leases and subleases in
3 connection with the providing of facilities for such activities, and for grants under ss.
4 36.25 (14) and 36.34. A separate account shall be maintained for each campus and
5 extension. Upon the request of the extension or any campus within the system, the
6 board of regents may transfer surplus moneys appropriated under this paragraph
7 to the appropriation account under par. (kp). In fiscal year 2009-10, the amount in
8 the schedule under s. 20.235 (1) (ke) shall be transferred from this appropriation
9 account to the appropriation account under s. 20.235 (1) (ke). *stet*

***NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1293/2 and LRB-1771/1.
LRB-0481/1

10 **SECTION 4.** 20.285 (1) (h) of the statutes, as affected by 2009 Wisconsin Act ...
11 (this act), is amended to read:

12 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
13 (6) (g), all moneys received by the University of Wisconsin System for or on account
14 of any housing facility, commons, dining halls, cafeteria, student union, athletic
15 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
16 auxiliary enterprise activities as the board designates and including such fee
17 revenues as allocated by the board and including such moneys received under leases
18 entered into previously with nonprofit building corporations as the board designates
19 to be receipts under this paragraph, but not including any moneys received from the
20 sale of real property during the period before July 1, 2007 the period beginning on
21 October 27, 2007, and ending on June 30, 2009, and the period beginning on the
22 effective date of this paragraph [LRB inserts date], and ending on June 30, 2011,
23 to be used for the operation, maintenance, and capital expenditures of activities

1 specified in this paragraph, including the transfer of funds to pars. (kd) and (ke) and
2 to s. 20.235 (1) (ke), and to nonprofit building corporations to be used by the
3 corporations for the retirement of existing indebtedness and such other payments as
4 may be required under existing loan agreements, for optional rental payments in
5 addition to the mandatory rental payments under the leases and subleases in
6 connection with the providing of facilities for such activities, and for grants under ss.
7 36.25 (14) and 36.34. A separate account shall be maintained for each campus and
8 extension. Upon the request of the extension or any campus within the system, the
9 board of regents may transfer surplus moneys appropriated under this paragraph
10 to the appropriation account under par. (kp). In fiscal year 2009-10, the amount in
11 the schedule under s. 20.235 (1) (ke) shall be transferred from this appropriation
12 account to the appropriation account under s. 20.235 (1) (ke).

****NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1293/1 and LRB-1771/1.

LRB-0481/1
13 **SECTION 5.** 39.435 (8) of the statutes is amended to read:

14 39.435 (8) The board shall award grants under this section to University of
15 Wisconsin System students from the appropriation appropriations under s. 20.235
16 (1) (fe) and (ke).

17 **SECTION 6.** 39.435 (8) of the statutes, as affected by 2009 Wisconsin Act (this
18 act), is amended to read:

19 39.435 (8) The board shall award grants under this section to University of
20 Wisconsin System students from the appropriations appropriation under s. 20.235
21 (1) (fe) and (ke).

22 **SECTION 9423. Effective dates; Higher Educational Aids Board.**

(1) WISCONSIN HIGHER EDUCATION GRANTS; AUXILIARY ENTERPRISES. The treatment of sections 20.285 (1) (h) (by SECTION 3) and 39.435 (8) (by SECTION 6) of the statutes and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010.

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRB-1293/3dn

JTK:ms:...

jld

Dennis Rhodes/Jennifer Kraus:

This draft reconciles LRB-0481/1, LRB-1293/2, and LRB-1771/2. This draft, along with LRB-0481/2 and LRB-1771/2, should continue to appear in the compiled bill. *

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1293/3dn
JTK:jld:md

February 2, 2009

Dennis Rhodes/Jennifer Kraus:

This draft reconciles LRB-0481/1, LRB-1293/1, and LRB-1771/1. This draft, along with LRB-0481 and LRB-1771, should continue to appear in the compiled bill.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Compiled from: *-0563/P1.9423*

SECTION 9423. Effective dates; Higher Educational Aids Board.

Current Draft: LRB-1881/P2

Compiled from: *-1293/3.9423*

(1) **WISCONSIN HIGHER EDUCATION GRANTS; AUXILIARY ENTERPRISES.** The treatment of sections 20.285 (1) (h) (by **SECTION 255**) and 39.435 (8) (by **SECTION 771**) of the statutes and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010.

Current Draft: LRB-1881/P2

s/b 256 ?

underlying
draft to
words fixed
be

GMM

Compiled from: *-1293/3.3*

Current Draft: LRB-1881/P2

SECTION 255. 20.285 (1) (h) of the statutes is amended to read:

Compiled from: *-1293/3.3*

Current Draft: LRB-1881/P2

20.285 (1) (h) Auxiliary enterprises. Except as provided under subs. (5) (i) and (6) (g), all moneys received by the University of Wisconsin System for or on account of any housing facility, commons, dining halls, cafeteria, student union, athletic activities, stationery stand or bookstore, parking facilities or car fleet, or such other auxiliary enterprise activities as the board designates and including such fee revenues as allocated by the board and including such moneys received under leases entered into previously with nonprofit building corporations as the board designates to be receipts under this paragraph, but not including any moneys received from the sale of real property during ~~the period before July 1, 2007,~~ and the period beginning on October 27, 2007, and ending on June 30, 2009, and the period beginning on the effective date of this paragraph [LRB inserts date], to be used for the operation, maintenance, and capital expenditures of activities specified in this paragraph, including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (1) (ke), and to nonprofit building corporations to be used by the corporations for the retirement of existing indebtedness and such other payments as may be required under existing loan agreements, for optional rental payments in addition to the mandatory rental payments under the leases and subleases in connection with the providing of facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for each campus and extension. Upon the request of the extension or any campus within the system, the board of regents may transfer surplus moneys appropriated under this paragraph to the appropriation account under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235 (1) (ke) shall be transferred from this appropriation account to the appropriation account under s. 20.235 (1) (ke).

*****NOTE: This is reconciled s. 20.285 (1) (h). This **SECTION** has been affected by drafts with the following LRB numbers: LRB-0481/1, LRB-1293/1, and LRB-1771/1.

Compiled from: *-1293/3.4*

Current Draft: LRB-1881/P2

SECTION 256. 20.285 (1) (h) of the statutes, as affected by 2009 Wisconsin Act (this act), is amended to read:

Compiled from: *-1293/3.4*

Current Draft: LRB-1881/P2

20.285 (1) (h) Auxiliary enterprises. Except as provided under subs. (5) (i) and (6) (g), all moneys received by the University of Wisconsin System for or on account of any housing facility, commons, dining halls, cafeteria, student union, athletic activities, stationery stand or bookstore, parking facilities or car fleet, or such other auxiliary enterprise activities as the board designates and including such fee revenues as allocated by the board and including such moneys received under leases entered into previously with nonprofit building corporations as the board designates to be receipts under this paragraph, but not including any moneys received from the sale of real property during the period beginning on October 27, 2007, and ending on June 30, 2009, and the period beginning on the effective date of this paragraph [LRB inserts date], to be used for the operation, maintenance, and capital expenditures of activities specified in this paragraph, including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (4) (ke), and to nonprofit building corporations to be used by the corporations for the retirement of existing indebtedness and such other payments as may be required under existing loan agreements, for optional rental payments in addition to the mandatory rental payments under the leases and subleases in connection with the providing of facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for each campus and extension. Upon the request of the extension or any campus within the system, the board of regents may transfer surplus moneys appropriated under this paragraph to the appropriation account under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235 (1) (ke) shall be transferred from this appropriation account to the appropriation account under s. 20.235 (1) (ke):

****NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by drafts with the following LRB numbers: LRB-0481/1, LRB-1293/1, and LRB-1771/1.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1293/3

GMM&JTK:jld&kjf:md

IN 2/18

Today

Stays

DOA:.....Rhodes/Kraus, BB0331 - Supporting WHEG-UW with auxiliary funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Under current law, the Higher Educational Aids Board (HEAB) awards Wisconsin higher education grants to undergraduates enrolled in nonprofit public institutions of higher education or tribally controlled colleges in this state. This bill funds those grants in fiscal year 2009-10 in part from moneys received by the UW System for auxiliary enterprises, such as dining halls and parking facilities.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.235 (1) (ke) of the statutes is created to read:

3 20.235 (1) (ke) *Wisconsin higher education grants for University of Wisconsin*

4 *System students; auxiliary enterprises.* The amounts in the schedule for the

SECTION 1

1 Wisconsin higher education grant program under s. 39.435 for University of
2 Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5). All
3 moneys transferred to this appropriation account from the appropriation account
4 under s. 20.285 (1) (h) shall be credited to this appropriation account. No moneys
5 may be expended or encumbered from this appropriation after June 30, 2010.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.235 (1) (ke) of the statutes, as created by 2009 Wisconsin Act
7 (this act), is repealed.

8 **SECTION 3.** 20.285 (1) (h) of the statutes is amended to read:

9 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
10 (6) (g), all moneys received by the University of Wisconsin System for or on account
11 of any housing facility, commons, dining halls, cafeteria, student union, athletic
12 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
13 auxiliary enterprise activities as the board designates and including such fee
14 revenues as allocated by the board and including such moneys received under leases
15 entered into previously with nonprofit building corporations as the board designates
16 to be receipts under this paragraph, but not including any moneys received from the
17 sale of real property during the period before July 1, 2007, and the period beginning
18 on October 27, 2007, and ending on June 30, 2009, and the period beginning on the
19 effective date of this paragraph [LRB inserts date], to be used for the operation,
20 maintenance, and capital expenditures of activities specified in this paragraph,
21 including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (1) (ke), and to
22 nonprofit building corporations to be used by the corporations for the retirement of
23 existing indebtedness and such other payments as may be required under existing

1 loan agreements, for optional rental payments in addition to the mandatory rental
2 payments under the leases and subleases in connection with the providing of
3 facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate
4 account shall be maintained for each campus and extension. Upon the request of the
5 extension or any campus within the system, the board of regents may transfer
6 surplus moneys appropriated under this paragraph to the appropriation account
7 under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235
8 (1) (ke) shall be transferred from this appropriation account to the appropriation
9 account under s. 20.235 (1) (ke).

****NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0481/1, LRB-1293/1, and LRB-1771/1.

✓ create auto ref

10 **SECTION 4.** 20.285 (1) (h) of the statutes, as affected by 2009 Wisconsin Act
11 (this act), is amended to read:

12 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
13 (6) (g), all moneys received by the University of Wisconsin System for or on account
14 of any housing facility, commons, dining halls, cafeteria, student union, athletic
15 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
16 auxiliary enterprise activities as the board designates and including such fee
17 revenues as allocated by the board and including such moneys received under leases
18 entered into previously with nonprofit building corporations as the board designates
19 to be receipts under this paragraph, but not including any moneys received from the
20 sale of real property during the period beginning on October 27, 2007, and ending on
21 June 30, 2009, and the period beginning on the effective date of this paragraph
22 [LRB inserts date], to be used for the operation, maintenance, and capital
23 expenditures of activities specified in this paragraph, including the transfer of funds

1 to pars. (kd) and (ke) ~~and to s. 20.235 (1) (ke)~~, and to nonprofit building corporations
2 to be used by the corporations for the retirement of existing indebtedness and such
3 other payments as may be required under existing loan agreements, for optional
4 rental payments in addition to the mandatory rental payments under the leases and
5 subleases in connection with the providing of facilities for such activities, and for
6 grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for
7 each campus and extension. Upon the request of the extension or any campus within
8 the system, the board of regents may transfer surplus moneys appropriated under
9 this paragraph to the appropriation account under par. (kp). ~~In fiscal year 2009-10,~~
10 ~~the amount in the schedule under s. 20.235 (1) (ke) shall be transferred from this~~
11 ~~appropriation account to the appropriation account under s. 20.235 (1) (ke).~~

****NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0481/1, LRB-1293/1, and LRB-1771/1.

12 **SECTION 5.** 39.435 (8) of the statutes is amended to read:

13 39.435 (8) The board shall award grants under this section to University of
14 Wisconsin System students from the ~~appropriation~~ appropriations under s. 20.235
15 (1) (fe) and (ke).

16 **SECTION 6.** 39.435 (8) of the statutes, as affected by 2009 Wisconsin Act (this
17 act), is amended to read:

18 39.435 (8) The board shall award grants under this section to University of
19 Wisconsin System students from the ~~appropriations~~ appropriation under s. 20.235
20 (1) (fe) and (ke).

21 **SECTION 9423. Effective dates; Higher Educational Aids Board.**

411 a.r.

1 (1) WISCONSIN HIGHER EDUCATION GRANTS; AUXILIARY ENTERPRISES. The treatment
2 of sections 20.285 (1) (h) (by SECTION 8) and 39.435 (8) (by SECTION 6) of the statutes
3 and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010.

4 (END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1293/4
GMM&JTK:jld&kjf:ph

DOA:.....Rhodes/Kraus, BB0331 - Supporting WHEG-UW with auxiliary funds

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

HIGHER EDUCATION

Under current law, the Higher Educational Aids Board (HEAB) awards Wisconsin higher education grants to undergraduates enrolled in nonprofit public institutions of higher education or tribally controlled colleges in this state. This bill funds those grants in fiscal year 2009-10 in part from moneys received by the UW System for auxiliary enterprises, such as dining halls and parking facilities.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.235 (1) (ke) of the statutes is created to read:

3 20.235 (1) (ke) *Wisconsin higher education grants for University of Wisconsin*
4 *System students; auxiliary enterprises.* The amounts in the schedule for the

1 Wisconsin higher education grant program under s. 39.435 for University of
2 Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5). All
3 moneys transferred to this appropriation account from the appropriation account
4 under s. 20.285 (1) (h) shall be credited to this appropriation account. No moneys
5 may be expended or encumbered from this appropriation after June 30, 2010.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.235 (1) (ke) of the statutes, as created by 2009 Wisconsin Act
7 (this act), is repealed.

8 **SECTION 3.** 20.285 (1) (h) of the statutes is amended to read:

9 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and
10 (6) (g), all moneys received by the University of Wisconsin System for or on account
11 of any housing facility, commons, dining halls, cafeteria, student union, athletic
12 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
13 auxiliary enterprise activities as the board designates and including such fee
14 revenues as allocated by the board and including such moneys received under leases
15 entered into previously with nonprofit building corporations as the board designates
16 to be receipts under this paragraph, but not including any moneys received from the
17 sale of real property during the period before July 1, 2007, and the period beginning
18 on October 27, 2007, and ending on June 30, 2009, and the period beginning on the
19 effective date of this paragraph [LRB inserts date], to be used for the operation,
20 maintenance, and capital expenditures of activities specified in this paragraph,
21 including the transfer of funds to pars. (kd) and (ke) and to s. 20.235 (1) (ke), and to
22 nonprofit building corporations to be used by the corporations for the retirement of
23 existing indebtedness and such other payments as may be required under existing

1 loan agreements, for optional rental payments in addition to the mandatory rental
2 payments under the leases and subleases in connection with the providing of
3 facilities for such activities, and for grants under ss. 36.25 (14) and 36.34. A separate
4 account shall be maintained for each campus and extension. Upon the request of the
5 extension or any campus within the system, the board of regents may transfer
6 surplus moneys appropriated under this paragraph to the appropriation account
7 under par. (kp). In fiscal year 2009-10, the amount in the schedule under s. 20.235
8 (1) (ke) shall be transferred from this appropriation account to the appropriation
9 account under s. 20.235 (1) (ke).

***NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0481/1, LRB-1293/1, and LRB-1771/1.

10 SECTION 4. 20.285 (1) (h) of the statutes, as affected by 2009 Wisconsin Act
11 (this act), is amended to read:

12 20.285 (1) (h) *Auxiliary enterprises*. Except as provided under subs. (5) (i) and
13 (6) (g), all moneys received by the University of Wisconsin System for or on account
14 of any housing facility, commons, dining halls, cafeteria, student union, athletic
15 activities, stationery stand or bookstore, parking facilities or car fleet, or such other
16 auxiliary enterprise activities as the board designates and including such fee
17 revenues as allocated by the board and including such moneys received under leases
18 entered into previously with nonprofit building corporations as the board designates
19 to be receipts under this paragraph, but not including any moneys received from the
20 sale of real property during the period beginning on October 27, 2007, and ending on
21 June 30, 2009, and the period beginning on the effective date of this paragraph
22 [LRB inserts date], to be used for the operation, maintenance, and capital
23 expenditures of activities specified in this paragraph, including the transfer of funds

1 to pars. (kd) and (ke) ~~and to s. 20.235 (1) (ke)~~, and to nonprofit building corporations
2 to be used by the corporations for the retirement of existing indebtedness and such
3 other payments as may be required under existing loan agreements, for optional
4 rental payments in addition to the mandatory rental payments under the leases and
5 subleases in connection with the providing of facilities for such activities, and for
6 grants under ss. 36.25 (14) and 36.34. A separate account shall be maintained for
7 each campus and extension. Upon the request of the extension or any campus within
8 the system, the board of regents may transfer surplus moneys appropriated under
9 this paragraph to the appropriation account under par. (kp). ~~In fiscal year 2009-10,~~
10 ~~the amount in the schedule under s. 20.235 (1) (ke) shall be transferred from this~~
11 ~~appropriation account to the appropriation account under s. 20.235 (1) (ke).~~

****NOTE: This is reconciled s. 20.285 (1) (h). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0481/1, LRB-1293/1, and LRB-1771/1.

12 **SECTION 5.** 39.435 (8) of the statutes is amended to read:

13 39.435 (8) The board shall award grants under this section to University of
14 Wisconsin System students from the ~~appropriation~~ appropriations under s. 20.235
15 (1) (fe) and (ke).

16 **SECTION 6.** 39.435 (8) of the statutes, as affected by 2009 Wisconsin Act (this
17 act), is amended to read:

18 39.435 (8) The board shall award grants under this section to University of
19 Wisconsin System students from the ~~appropriations~~ appropriation under s. 20.235
20 (1) (fe) and (ke).

21 **SECTION 9423. Effective dates; Higher Educational Aids Board.**

(1) WISCONSIN HIGHER EDUCATION GRANTS; AUXILIARY ENTERPRISES. The treatment of sections 20.285 (1) (h) (by SECTION 4) and 39.435 (8) (by SECTION 6) of the statutes and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010.

(END)